

**In Re: Fundamental Long Term Care, Inc.,  
Debtor**

**Estate of Juanita Jackson, et al.**

**v.**

**General Electric Capital Corporation, et al.**

**May 23, 2014**

Prepared by:

Oscher



Consulting, P.A.

**In Re: Fundamental Long Term Care, Inc., Debtor**

**Estate of Juanita Jackson, et al.**

**v.**

**General Electric Capital Corporation, et al.**

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**Exhibits:**

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## UNDERSTANDING

Trans Healthcare, Inc. ("THI") was founded in 1998. Through various subsidiaries, THI operated nursing homes, assisted living facilities and long-term acute care hospitals throughout the United States. Prior to March 2006, Trans Health Management, Inc. ("THMI") was a wholly-owned subsidiary of THI providing management services, including clinical services and compliance, business management, corporate financial control, financial analysis, accounts payable and receivable management, corporate and tax accounting, payroll and benefits administration to THI's operating subsidiaries.

THI was initially funded by a private equity firm consisting of the GTCR VI Executive Fund, LP, GTCR Fund VI, LP, GTCR Associates VI, GTCR Partners VI, LP, and GTCR Golder Rauner, LLC, (collectively the "GTCR Group") that by 2002, owned 82.7% of the stock of THI.

THI Holdings, LLC ("THIH") was created by GTCR Group in December 2002 for the purpose of owning and holding the stock of THI and other THIH subsidiaries, including THI of Baltimore, Inc. ("THI of Baltimore") and THI of Nevada II, Inc. ("THI of Nevada"). In the creation of THIH, the GTCR Group, which had previously held approximately 83% of the stock in THI, exchanged its stock for an equal amount of the stock of THI Holdings.

THI of Baltimore was created in 2003 and subsequently entered into an agreement with ABE Briarwood Corporation ("ABE") to operate the nursing homes acquired by ABE in the bankruptcy of Integrated Health Services, Inc. ("IHS"). ABE was created by Rubin Schron ("Mr. Schron"), Murray Forman ("Mr. Forman") and Leonard Grunstein ("Mr. Grunstein"). THMI provided management services to the facilities operated by THI of Baltimore until approximately March 2006.

In March 2006, two linked transactions were executed whereby THI sold 100% of the stock of THMI to Fundamental Long Term Care, Inc. ("FLTCL" or "the Debtor") and

THIH sold 100% of the stock of THI of Baltimore and THI of Nevada to Fundamental Long Term Care Holdings, LLC ("FLTCH").

In the first linked transaction, the operations previously provided by THMI were taken over by a subsidiary of THI of Baltimore (now owned by FLTCH), THI of Baltimore Management, LLC ("THMI- Baltimore"). Substantially the same services are currently being provided by Fundamental Administrative Services, LLC ("FAS"), a subsidiary of FLTCH.

In the second linked transaction, THI sold all of its stock in THMI to the Debtor. The Debtor had been incorporated shortly before the sale by the law firm where Mr. Grunstein was a partner. The Debtor was created at the direction of Mr. Forman. In late February 2006, the Debtor's Statement of Organization was updated to indicate that Barry Saacks ("Mr. Saacks") was the sole director of the Debtor. Mr. Saacks was not aware of his acquisition of THMI for \$100,000 and did not have the financial resources to make such a purchase.

The Plaintiffs allege that the Defendants transferred certain valuable assets of THMI for the benefit of the Defendants, and subsequently sold the stock of the revenue generating entity to the Debtor, to the detriment of THMI and its creditors. The result was the Debtor was unable to pay its debts.

Counsel for the Plaintiffs has engaged Oscher Consulting, P.A. and Steven S. Oscher ("Oscher") to review and analyze the financial records of THI, THMI and any other evidence related to the Plaintiff's claim of successor liability against FAS, FLTCH, and THI of Baltimore, and to prepare a conclusion on his findings.

## BACKGROUND

Steven S. Oscher ("Mr. Oscher") is a Certified Public Accountant and the Managing Director of Oscher Consulting, P.A. Prior to forming Oscher Consulting, P.A., Mr. Oscher was with an international accounting firm where he served as an Audit and Quality Review partner and Director of their Central Florida Litigation Services Department.

Mr. Oscher is a graduate of the University of South Florida and received his BS in Accounting in 1977. Mr. Oscher is a member of the Association of Certified Fraud Examiners and has been accredited as a Certified Fraud Examiner. He has also been accredited by the American Institute of CPAs in the area of Business Valuation and Financial Forensics. He has worked on numerous engagements involving forensic accounting issues, investigations of fraudulent conduct and the analysis of economic damages.

A copy of Mr. Oscher's curriculum vitae is attached as Exhibit A. A listing of cases in which Mr. Oscher has provided testimony at trial or deposition is attached as Exhibit B. Mr. Oscher is compensated at the rate of \$395 per hour.

## FINDINGS

As previously noted, the Plaintiffs have alleged that FLTCH, FAS, THIB, Mr. Schron, Mr. Grunstein and Mr. Forman (collectively, the "Fundamental Enterprise") is "a. ...a mere continuation of the THI Enterprise; b. the merger of the THI Enterprise into the Fundamental Enterprise was a de facto merger; c. that the 2006 transaction wherein the stock and liabilities of THMI were sold to FLTCI and the assets of the THI Enterprise were sold to FLTCH was a fraudulent effort to avoid the liabilities of the THI Enterprise<sup>1</sup>; or d. that the Fundamental Enterprise is liable for the debt and liabilities of

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<sup>1</sup> Defined in the Amended Complaint as THIH, and its subsidiaries, THI, THMI, THIB and THIBM

the THI Enterprise, including Plaintiffs' claims and judgments, as successors-in-interests." <sup>2</sup>

It is my understanding that information relevant to my engagement has recently been produced and that additional documentation will be produced in the future. Although I have not been given the opportunity to review these materials, the following are my findings to date.

### **Successor Liability**

The Plaintiffs argue that the Fundamental Enterprise is a continuation of the THI Enterprise. Judge Williamson's *Memorandum Opinion on Motions to Dismiss* restates that successor liability can be established on any of four grounds:

- successor corporation expressly or impliedly by assumed the obligations of the predecessor corporation;
- the transaction was a *de facto* merger;
- the successor corporation is a mere continuation of the predecessor corporation;
- the transaction was a fraudulent effort to avoid the liabilities of a predecessor corporation.

### **Successor Corporation is a Mere Continuation of the Predecessor Corporation**

#### **Continuity of Management Services**

Prior to the March 2006 transactions, THMI was providing management services to nursing home operators that were organized under THI and THI of Baltimore, both

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<sup>2</sup> Amended Complaint, Count VIII para 726

being subsidiaries of THIH, as well as a "true third-party agreement" with Lyric Healthcare.<sup>3</sup>

Deposition testimony of Mark Fulchino ("Mr. Fulchino") and Sean Nolan ("Mr. Nolan"), former senior employees and officers of THMI, indicates that the management services being provided included accounting, payroll, finance, tax, accounts payable, treasury and legal support.<sup>4</sup> Mr. Fulchino reports approximately the same menu of services being provided by THMI- Baltimore from March 2006 until approximately September of 2006 and by FAS starting some time in the fall of 2006.<sup>5</sup>

Deposition testimony of Ken Tabler<sup>6</sup> ("Mr. Tabler") supports what Mr. Fulchino indicated, that THMI- Baltimore had few or no employees before March 2006.<sup>7</sup> Exhibit 21 from Mr. Tabler's deposition indicates monthly salaries paid by THMI- Baltimore of approximately \$20,000 in March 2006 compared to more than \$1.9 million for April 2006.

An examination of employee rosters produced as Exhibits 19 and 20 to Mr. Tabler's deposition also supports the assertion that THMI-Baltimore provided a continuity of services to THMI. Approximately 320 employees listed on Exhibit 19 as employees of THMI prior to March 18, 2006 are included on Exhibit 20 with a start date at THMI-Baltimore of March 19, 2006<sup>8</sup>.

Mr. Nolan describes the change in his employment from THMI to THMI-Baltimore as follows:

*"Q: When the stock of THIB was sold, how, if at all, did your job change?"*

*A: With the stock of Trans Health Baltimore- well, THIB, I was hired by THI of Baltimore Management.*

*Q: Did you fill out a job application?"*

<sup>3</sup> Deposition of Sean Nolan, p.145, l.22 – p. 146, l. 7

<sup>4</sup> Deposition testimony of Mark Fulchino, p. 204, l. 5 – 9. Deposition testimony of Sean Nolan, p.144, l. 14 - 23

<sup>5</sup> Deposition testimony of Mark Fulchino, p. 205, l.3 – p. 207, l.15.

<sup>6</sup> Deposition of Ken Tabler, p. 269 - 276

<sup>7</sup> Deposition of Mark Fulchino, p.202, l.23 – 24.

<sup>8</sup> According to an email [FAS003648] from MaryAnne Lubertine to Ken Tabler, announced start date for transitioning employees at THMI- Baltimore was March 29, but the payroll cycle began on March 19, 2006

A: I did not.

Q: Did you go on an interview?

A: I wouldn't say that it was, it wasn't a typical interview where I put a resume together and sent it out. But I did sit down with, with Brad Bennett and had discussions about Trans Health Baltimore Management.

Q: And what was the nature of those discussions?

A: Basically to become an employee of that entity and provide, provide services, the same support services to the nursing homes that were then subsidiaries of THI of Baltimore, Inc."<sup>9</sup>

It is worth noting that at the time, prior to the sale of THMI<sup>10</sup>, W. Bradley Bennett ("Mr. Bennett") was the CEO of THMI. The testimony of Mr. Fulchino is consistent with that of Mr. Nolan. Mr. Bennett was the person who spoke to him about joining THMI-Baltimore.<sup>11</sup> We have also examined a letter and an email, both dated March 30, 2006 from Mr. Bennett [FAS 003644 -FAS 003647]. The letter, on letterhead reading "Fundamental" with an address of 910 Ridgebrook Road, Sparks, MD, is addressed to "All Employees". It indicates that:

"There will be a change in the Corporate structuring. Wherein, all employees of the Corporation (i.e. Sparks based personnel)...will be employed by a newly-formed entity, THI of Baltimore Management, LLC.  
[...]

Your wages, benefits and compensation package will remain the same and continue without interruption."

It is apparent from the deposition testimony of Mr. Fulchino, Mr. Nolan and Mr. Tabler, that immediately after the March 2006 transactions substantially the same

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<sup>9</sup> Deposition of Sean Nolan, p. 97, l. 25 – p. 98, l. 17

<sup>10</sup> Mr. Nolan indicates it was "definitely before" the sale. Deposition of Sean Nolan, p.99, l.14 - 20

<sup>11</sup> Deposition of Mark Fulchino, p.50, l. 1 - 4



employees were providing the same services to the same nursing homes. Additional indications of the continuity of business include:

- The same office buildings, located at 910 -920 -930 Ridgebrook Road in Sparks, MD;
- The offices, office furniture, and substantially the same computers remained in use;
- The accounting software, PeopleSoft, remained in use. This software remained in use by THMI- Baltimore and later, FAS. We have examined records produced<sup>12</sup> noting that approximately 720 general ledger journal entries for the THMI business unit were posted on or after April 1, 2006.

It appears that many of the key leadership team and former officers<sup>13</sup> of THMI remained intact in the transition to THMI- Baltimore.

<b>Name</b>	<b>Ending THMI Position</b>	<b>Starting THMI- Baltimore Position</b>	<b>Starting Date THMI- Baltimore<sup>14</sup></b>	<b>Resignation Date THMI</b>	<b>Bonus paid March 28, 2006</b>
W. Bradley Bennett	CEO	CEO	3/29/2006	7/6/2006	\$313,358
Mark Fulchino	CFO	CFO	3/29/2006	7/6/2006	138,327
Toni-Jean Lisa	SVP General Counsel and Secretary	EVP, General Counsel and Secretary	3/29/2006	7/6/2006	98,230
Sean Nolan	SVP Corporate Controller	SVP-Finance, Chief Accounting Officer	3/29/2006	7/6/2006	85,562
Kimberly McCarty	VP, Treasurer	VP, Treasurer	3/29/2006	7/6/2006	0
Melissa Warlow Elkins	VP, Assistant Secretary	VP, Assistant Secretary	3/29/2006	7/6/2006	0

<sup>12</sup> [TEEDOC000001 - TEEDOC 032401] in the file "11000\_ledger\_jan\_mar2006.xls"

<sup>13</sup> [THI Consent in lieu of Special Meeting of Board of Directors, Receiver Collection 0000007]

<sup>14</sup> FAS003648

**Testimony of Kristi Anderson ("Ms. Anderson")**

Ms. Anderson, former senior counsel at THIBM and subsequently general counsel at FAS, testified that after THMI was sold to FLTCI, legal services continued to be provided by FAS for the benefit of THMI. These legal services were provided at the direction of Toni-Jean Lisa ("Ms. Lisa"), general counsel for FAS, and Mr. Forman. She further testified that Ms. Lisa advised her that Christine Zack ("Ms. Zack"), in-house counsel for FAS, was authorized to act on behalf of THMI per Mr. Forman.

Ms. Anderson testified that when she raised concerns about the validity of a Termination and Assumption Agreement Mr. Saacks had purportedly signed, she was prevented from completing her investigation, as the litigation file was sent to an attorney at the Proskauer Rose law firm at the direction of Mr. Forman.

Later in Ms. Anderson's deposition when asked certain questions regarding corporate separateness her testimony was:

*"Q: Okay. Did you think that the creation of the Vida Encantada termination and assumption agreement was a fraud on the court in New Mexico?"*

*MR. MCCOSKEY: Object to form. Foundation.*

*A: Yes.*

*Q: Why?*

*A: Because any blatant misrepresentation to the court is, violates rules of ethical conduct and fraud is when you create a document to clean up your prior wrong act."*<sup>15</sup>

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<sup>15</sup> Deposition of Kristi Anderson on May 14, 2014 pg. 702 lines 15-24

**The Transaction was a Fraudulent Effort to Avoid the Liabilities of a Predecessor Corporation**

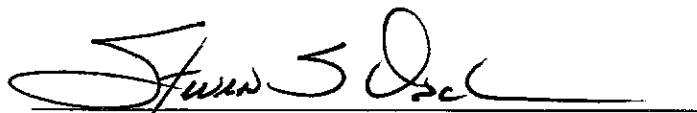
**Mr. Saacks**

It appears that Mr. Saacks not only had no idea that he had purchased THMI but that in order to obtain his signature on certain documents he received a \$4,000 fee from the Troutman Sanders law firm at the request of Mr. Grunstein. We also noted that Mr. Grunstein subsequently submitted and was reimbursed by Troutman Sanders for the amounts paid to Mr. Saacks [TS006443 – TS006446] and that an invoice (No. 451605) for “Expense advances through 04/03/06” in the amount of \$4,042 was sent to Fundamental Long Term Care Holdings, LLC to the attention of Mr. Forman [TS006447].

**CONCLUSION**

As previously noted, we are aware that the Court has ordered the production of additional documentation. It is my understanding that partial production was received by the Chapter 7 Trustee’s financial expert but has not been reviewed by him or received by me for review.

While my findings to date indicate that there is a basis for determination by the Court of successor or alter ego liability, I will reserve my conclusion until I have received and reviewed the additional documentation.



Steven S. Oscher

May 23, 2014

## **STEVEN S. OSCHER, CPA**

### ***Education:***

- **B.S. Accounting, 1977**  
**University of South Florida**
- **Graduate studies at University of South Florida**  
**as well as continuing professional education as an**  
**instructor and student**

### ***Employment:***

<b>1990 – Present</b>	<b>Oscher Consulting, P.A.</b> <b>Managing Director</b>
<b>1990 – 1991</b>	<b>Coopers &amp; Lybrand - Consultant</b>
<b>1984 – 1990</b>	<b>Laventhol &amp; Horwath - Partner</b> <b>Director, Litigation Support Services</b> <b>Director, Accounting &amp; Auditing Services</b>
<b>1981 – 1984</b>	<b>Coopers &amp; Lybrand - Audit Manager</b>
<b>1977 – 1981</b>	<b>Grant Thornton - Audit Supervisor</b>

### ***Professional:***

- **AICPA- ABV Designation (Accredited in Business Valuation)**
- **AICPA – CFF Designation (Certified in Financial Forensics)**
- **Florida Institute of CPAs**
- **Association of Certified Fraud Examiners (Accredited as a CFE)**
- **FICPA Valuation and Litigation Section Steering Committee**
- **USF School of Accountancy, Past Chairman Advisory Board**
- **USF College of Business, Deans Advisory Board**
- **National Association of Forensic Economists**
- **Florida State Board of Accountancy, past Chairman and Vice Chairman**
- **American Arbitration Association, National Roster of Neutrals member**
- **Thirteenth Judicial Circuit Business Courts - Committee Member**

### ***Community:*** ***(current and past)***

- **USF Physicians Group of the USF College of Medicine, University Medical Service Association, Inc. and USF Medical Services Support Corporation-Board of Directors-Audit Committee Chairman**
- **Florida Bar Grievance Committee**
- **Leadership Tampa, Past Chairman**
- **University of South Florida**  
**National Alumni Association, Past President**
- **Hillsborough County Bar Association-Associate Member**
- **Sun Dome, Inc., Board of Directors President-Audit Committee Chairman**
- **The Florida Aquarium, Board of Directors**
- **Judicial Nominating Commission, Thirteenth Circuit, Former Commissioner**
- **Accountants Independence Task Force Committee, Former Chairman**

### ***Publications:***

- **“Preparation of a Case: Inception to Trial”**  
***Florida CPA Today***

### ***Military:***

- **1966 – 1972 U.S. Navy - Submarine Service; Clearance: Top Secret**

**STEVEN S. OSCHER  
OSCHER CONSULTING  
LITIGATION BACKGROUND**

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Jay Daigneault, Esquire Frazier, Hubbard, Brandt, Trask & Yacavone, LLP 595 Main Street Dunedin, FL 34698	United States District Court, Middle District of Florida, Tampa Division  Case No.: 8:05-cv-1696-T-30- MSS	Matthew Schwarz, et al. v. City of Treasure Island and City of Treasure Island Code Enforcement Board Case No.: 8:05-CV-1855-30- TGW City of Treasure Island v. Gulf coast Recovery Incorporated, et al.
Ryan Barack Kwall, Showers, Coleman & Barack, P.A. 133 North Ft. Harrison Avenue Clearwater, FL 33755	In the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida, Civil Division  Case No.: 03-7618, Division J	Shirley/Hutchinson Creativeworks, Inc. v. Troy Dunn
William B. Bowles, Jr., Esq. Morgan & Morgan One Tampa City Center 201 N. Franklin Street 7th Floor Tampa, Florida 33602		Judy Moore v. MHC The Meadows At Countrywood, LLC, a Delaware Limited Liability Company
D. Todd Smith, Esq. Attorney at Law 1250 Capital of Texas Highway South Building 3, Suite 400 Austin, Texas 78746	International Institute for Conflict Prevention and Resolution Non-Administered Arbitration	Pavillion Management Company, a Florida Corporation v. Consumer Plumbing Recovery Center, Inc., a non-profit Texas Corporation

**STEVEN S. OSCHER  
OSCHER CONSULTING  
LITIGATION BACKGROUND**

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Kelly L. Kubiak, Esq. Merlin Law Group 777 S. Harbour Island Boulevard Suite 950 Tampa, Florida 33602	In the Circuit Court of the Nineteenth Judicial Circuit in and for St. Lucie County, Florida  Case No.: 562005CA001087A- XXXHC(BC)	Fort Pierce Bowl v. North Pointe Insurance Company
Richard M. Hanchett, Esq. Trenam Kemker 101 E. Kennedy Boulevard Suite 2700 Tampa, Florida 33602	AHLA ADRS Case No. A- 110606-469 Arbitrators' File No. 500/003	Manasota Medical Associates, LLC ("MMA")/Sheri Weinstein, M.D.
Clifton C. Curry, Jr. Curry & Associates, P.A. Laviva Professional Center 750 W. Lumsden Road Brandon, FL 33511	In the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, State of Florida - Family Law Division  Case No. 04-007984, Div. B	Diehl v. Diehl
Burton Wiand Fowler White Boggs Banker 501 East Kennedy Boulevard Suite 1700 Tampa, Florida 33602	National Association of Securities Dealers NASD Case No. 0600654	Steven C. Heller v. InterSecurities, Inc.
Gregory Orcutt, Esq. Matthew Lucas, Esq. Bricklemyer Smolker & Bolves, P.A. 500 East Kennedy Boulevard Suite 200 Tampa, Florida 33602	In the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida Case No.: 05-CA-8045, Div. J	Gulfcoast Workstation Corp. v. American Data Computer Products, Inc.

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OSCHER CONSULTING  
LITIGATION BACKGROUND**

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
John B. Hutton Greenberg Traurig, P.A. 1221 Brickell Avenue Miami, FL 33131	U.S. Bankruptcy Court Middle District of Florida (Tampa) Adversary Proceeding #: 8:07-ap- 00332-MGW	DEP Marketing v. Textron
Marion Hale, Esq. Johnson, Pope, Bokor, Ruppel & Burns, P.A. 911 Chestnut Street Clearwater, Florida 33756	Sixth Judicial Circuit Pinellas County, Florida Case No.522004CA05200XXCICI	AMS Staff Leasing v. Bankers Insurance
Robert Johnson, Esq. GrayRobinson, P.A. 201 N. Franklin Street Suite 2200 Tampa, Florida 33602	In the Circuit Court of the 13th Judicial Circuit in and for Hillsborough County, Florida  Case No.: 03-11714	Saddle River Associates, Inc., Edward Botwinick, Victoria A. Brown, Andrew Botwinick, and Eric Botwinick v. Rivero, Gordimer & Company and Lionel D. Martinez
D. Frank Winkles, Esq. Winkles Law Group, P.A. 707 North Franklin Street 2nd Floor Tampa Theatre Building Tampa, Florida 33602		Kwalwassser v. New York Life Insurance and Paul Revere Insurance
Mark C. Anderson, Esq. Fowler White Boggs Banker, P.A. P.O. Box 1567 Fort Myers, Florida 33901	In the Circuit Court of the Twentieth Judicial Circuit in and for Sarasota County, Florida  Case No.: 2004-CA-012462NC	Accusearch Information Systems, Inc. v. Vengroff, Williams & Associates, Automotive Finance Corporation, and Automotive Finance Canada, Inc.

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Richard M. Hanchett, Esq. Trenam Kemker 101 E. Kennedy Boulevard Suite 2700 Tampa, Florida 33602	American Health Lawyers Association Arbitration  AHLA ADRS Case No.: A-110606-489  Arbitrator's File No.: 500/003	Manasota Medical Associates, LLC ("MMA")/Sheri Weinstein, M.D.
Burton Wiand Fowler White Boggs Banker 501 East Kennedy Boulevard Suite 1700 Tampa, Florida 33602	United States District Court Middle District of Florida CASE NO.: 8:07-cv-0401-T- 27TGW	New York Life Insurance Company v. Zelda J. Waxenberg, Trustee on Behalf of the Zelda J. Waxenberg Family Trust, and Burton W. Wiand, as Receiver, et al. and Burton W. Wiand, as Receiver, et al., Cross- Claimant, v. Zelda J. Waxenberg Trustee, Cross- Claim Defendant.
Lawrence P. Ingram, Esq. Phelps Dunbar LLP 100 South Ashley Drive Suite 1900 Tampa, Florida 33602	In the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida – Civil Division	Barry D. Flaggs v. Brown & Brown, Inc. f/k/a The Connelly Insurance Group, Inc. d/b/a Connelly Insurance Group
Stephen Cohen, Esquire Williams Schifino Mangione & Steady 201 North Franklin Street, Suite 3200 Tampa, Florida 33602 Telephone (813) 221-2626, Ext. 298 Facsimile (813) 221-7335	Case Number: 05-04554	David McCoy vs. GunnAllen Financial Inc.



**STEVEN S. OSCHER  
OSCHER CONSULTING  
LITIGATION BACKGROUND**

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Michael S. Hooker, Esquire Glenn Rasmussen Fogarty & Hooker, P.A. 100 South Ashley Drive, Suite 1300 Tampa, Florida 33602 (813) 229-3333 Fax (813) 229-5946	Case no. 99-7945 In the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida	Legion Insurance Company vs. U.S Bank National Association
Ernest J. Marquart Shumaker, Loop & Kendrick, LLP 101 East Kennedy Boulevard Suite 2800 Tampa, Florida 33602-5151 Telephone: (813) 229-7600 Facsimile: (813) 229-1660	United States District Court Middle District of Florida Tampa Division Case No. 8:05-CV-1512-T- 27TBM	American Color Graphics, Inc. v. Brooks Pharmacy, Inc.
Kelly K. Gray, Esquire Gun Law Group, P.A. 777 S. Harbour Island Boulevard Suite 765 Tampa, FL 33602 (813) 228-9400	United States District Court Middle District of Florida Tampa Division Case No. 8:06-CV-01529-JDW- EAJ	Richard S. Gallina and Horne Brothers Construction, Inc. vs. Commerce and Industry Insurance and Commercial Union Insurance n/k/a One Beacon America Insurance Company
Michael G. Mardis Akerman Senterfitt SunTrust Financial Centre, Suite 1700 401 East Jackson Street Tampa, Florida 33602 Telephone: 813-223-7333	In the Circuit Court of the Tenth Judicial Circuit in and for For Polk County, Florida Case No.: 07-CA-361	Jerue, Kirchen and Campano, L.C., a Florida limited liability company v. Richard F. Kirchen

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Karen E. Lewis, Esquire Trenam Kemker 101 E Kennedy Blvd Suite 2700 Tampa, FL 33602 (813) 223-7474	In the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida Family Division Case No. 02-19273 Division D	Dwayne K. Calton and Nanci Lubrano Calton
Raul Valles, Jr., Esquire Rocke, McLean and Sbar 2309 S. MacDill Avenue Tampa, FL 33629	In the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, State of Florida Civil Division Case No. 06-CA-001255	Magnecel Services, LLV vs. Hernando HMA, INV., DBA Spring Hill Regional Hospital
Frank Winkles, Esq. Winkles Law Group, P.A. 707 N. Franklin Street, 2nd Floor Tampa, FL 33602 (813) 226-3090	In the Circuit Court of the Ninth Judicial Circuit in and for Orange County Florida, Civil Division Case No. 51-2007-CA-00859-WS-G	Traci Wohlgeomuth vs. Robert White
Edward J. Peterson, Esq. Stichter Riedel Blain & Prosser P.A. 110 East Madison Street, Suite 200 Tampa, FL 33602 (813) 229-0144	United States Bankruptcy Court Middle District of Florida Tampa Division Case No. 8:08-bk-05299-CPM	Blue Stone Real Estate, Construction & Development Corporation, et al.
Frank Winkles, Esq. Winkles Law Group, P.A. 707 N. Franklin Street, 2nd Floor Tampa, FL 33602 (813) 226-3090	In the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida Division J Case No. 02-10593	John I. Allgaier vs. Richard Livernois, et al.
Gianluca Morello, Esq. Fowler White Boggs Banker P.A.501 East Kennedy Blvd. Tampa, FL 33602 (813) 769-7867	United States District Court Middle District of Florida Tampa Division Case No. 8:08-cv-00728-T- 27MSS	Burton W. Wiand, as Receiver for Howard Waxenberg Trading, L.L.C., HKW Trading LLC, and HKw Trading Fund I LLC

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Michael R. Levin Baker Hostetler SunTrust Center, Suite 2300 200 South Orange Avenue Orlando, Florida 32801-3432	In the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida Case No. 2003-11714 Division F	Saddle River Associates, Inc., Edward Botwinick, Victoria A. Brown, Andrew Botwinick, and Eric Botwinick v. Rivero, Gordimer & Company and Lionel D. Martinez
Mahlon H. Barlow Sivyer Barlow & Watson, P.A.SunTrust SunTrust Financial Centre 401 East Jackson Street Suite 2225 Tampa, FL 33602	In the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida Case No. 05-5959, Division A	Bisk Education, Inc. f/k/a Totaltape, Inc., a Florida Corporation v. Bradley E.. Atchinson, et al.
Cynthia May Greenberg Traurig Greenberg Traurig, PA [Suite 100] 625 East Twiggs Street Tampa, FL 33602	American Arbitration Association Case No. 33 180 Y 00474 08	Schaffer v. The Eye Physicians
Brian Josias Hill Ward Henderson 3700 Bank of America Plaza 101 East Kennedy Boulevard Tampa, FL 33602	U.S. District Court Middle District of Florida Ocala Division Case No.: 5:05-CV-328-OC- 10GRJ	White Construction v. Martin Marietta
Devon O. Ombres Cole, Scott & Kissane, P.A. Bridgeport Center, Suite 750 5201 West Kennedy Boulevard Tampa, FL 33609	Circuit Court of the Sixth Judicial District in and for Pinellas County Florida Case No: 08-007738-CI-20	Linda McDonald, as Guardian of Alta Brooks v. Shelley A. Einbecker; North Pinellas Anesthesia Associates, et al.

**STEVEN S. OSCHER  
OSCHER CONSULTING  
LITIGATION BACKGROUND**

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Gregory P. Brown Hill Ward Henderson 3700 Bank of America Plaza 101 East Kennedy Boulevard Tampa, FL 33602	Circuit Court of the Twentieth Judicial Circuit in and for Lee County, Florida Case No: 08-CA-007795	Legends Golf & Country Club Master Association, Inc., v. Lennar Homes, LLC, Kings Wood Development Company, LC and Lennar Corporation
Lawrence P. Ingram Phelps Dunbar, LLP 100 South Ashley Drive Suite 1900 Tampa, FL 33602	Circuit Court of the Thirteenth Judicial Circuit, in and for Hillsborough County, Florida Case No.: 08-08105	Brown & Brown, Inc. v. Accretive Insurance Group, Inc., et al
C. Philip Campbell, Jr. Shumaker, Loop & Kendrick, LLP Bank of America Plaza 101 East Kennedy Boulevard, Suite 2800 Tampa, FL 33602	Circuit Court of the Thirteenth Judicial Circuit, in and for Hillsborough County, Florida Case No.: 02-12315	James R. Wilson, M.D.; et al v. University Community Hospital, Inc.
Jason Moyer Meredith Delcamp Fowler White Boggs P.A. 501 E. Kennedy Boulevard, Suite 2700 Tampa, FL 33602	Circuit Court of the Ninth Judicial Circuit, in and for Orange County, Florida, Case No. 2008-CA-009397	Fields Motorcars of Florida, Inc. v. Carlos A. Kirigin- Villena, Taddei Auto Sales, Inc., Manuel Soltero, and Prime Wholesalers, Inc., a/k/a Caribe Trading Co., Inc.
Thomas P. Scarritt, Jr. Scarritt Law Group 1405 West Swann Avenue Tampa, FL 33606	United States Middle District Court, Middle District of Florida, Tampa Division, Case No. 8:05-CV-1697-T-30MAP	Matthew Schwarz, et al v. City of Treasure Island, et al
Robin S. Trupp, Esquire Arnstein & Lehr, L.L.P. Two Harbour Place 302 Knights Run Avenue - Suite 1100 Tampa, Florida 33602	United States Bankruptcy Court, Middle District of Florida, Tampa Division, Chapter 11 Case No. 8:10-bk-06231-CED	In re AUM Shree, LLC., d/b/a Comfort Inn

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LITIGATION BACKGROUND**

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Mindy R. Richter Shumaker Loop & Kendrick, LLP 101 E. Kennedy Boulevard, Suite 2800 Tampa, FL 33602	United States District Court Middle District of Florida, Tampa Division, Case No. 8:09- CIV-386-EAK-MAP	Alps South, LLC v. The Ohio Willow Wood Company
Tabatha Liebert David D. Ferrentino Allen Dell, P.A 202 South Rome Avenue Suite 100 Tampa, FL 33606	United States District Court Middle District of Florida, Tampa Division, Case No. 8:07- CV-01937-JDW-EAJ	Pegasus Imaging Corporation v. Northrop Grumman Corporation and Integic Corporation
Daniel P. Dietrich Williams Schifino Mangione & Steady, P.A. 201 N. Franklin Street, Suite 3200, Tampa, FL 33602	United States District Court Middle District of Florida, Tampa, Division, Case Number: 8:10-CV-399-JDW-TBM	Vapco, Inc. and Interbay Ventures, Inc. v. Perfecta Products, Inc.
William J. Hazzard Sonia M. Diaz Coleman, Hazzard & Taylor, P.A., 2640 Golden Gate Parkway, Suite 304, Naples, FL 34105	United States District Court Middle District of Florida, Fort Myers Division, Case Num ber 2:10-cv-91-FtM-36DNF	Spartan Holdco, LLC v. Cheeburger Cheeburger Restaurants, Inc.
Jeffrey Snyder Bilzin Sumberg Baena Price & Axelrod LLP 1450 Brickell Avenue 23rd Floor, Miami FL 33131	United States Bankruptcy Court for the Middle District of Florida, Tampa Division Case No. 8:10-bk-19606-KRM	Blake's Double D, Inc.
Christine Marlewski GrayRobinson, P.A. 201 N. Franklin Street Suite 2200 Tampa, Florida 33602	United States District Court Middle District of Florida, Tampa, Division, Case Number: 8:09-cv-989-JSM-AEP	Doctors' Administrative Solutions, LLC v. Allscripts, LLC and David Schlaifer

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Steven M. Berman Shumaker, Loop & Kendrick, LLP 101 East Kennedy Boulevard Suite 2800 Tampa, FL 33602	United States Bankruptcy Court Middle District of Florida, Tampa, Division, Chapter 11 Case Number: 0:10-bk-03090- DHA	In re North Bay Village
C. Philip Campbell, Jr. Shumaker, Loop & Kendrick, LLP 101 E. Kennedy Boulevard Suite 2800 Tampa, FL 33602	In the Circuit Court of the Thirteenth Judicial Circuit, Hillsborough County Civil Division, Case No. 07-15878 Division "B"	Alejandro Robles, Francisco C. Robles v. Eric D. Isenbergh
William M. Stainton Andrew W. Brown Macfarlane Ferguson & McMullen One Tampa City Center 201 N. Franklin Street, Suite 2000 Tampa, FL 33602		In the Arbitration of: James E. Clark, Claimant vs. Jack D. Suarez, Respondent
Kenneth A. Rubin Greenspon Marder, P.A. Trade Centre South, Suite 700 100 W. Cypress Creek Ft. Lauderdale, FL 33309	In the Circuit Court of the Fifteenth Judicial Circuit In and For Palm Beach County, Florida, Case No. 03-CA-011897- XXXCD AJ	Mellon Bank, N.A., Katherine e. Moran, Matthew R. Moran and meghan A. Moran, as the Personal Representatives of the Estate of James M. Moran, Jr., and Via South Florida, LLC v. Carlton Fields, P.A. and Linda J. Harris
Jessica Kirkwood Alley Phelps Dunbar, LLP 100 South Ashley Drive, Suite 1900 Tampa, FL 33602	In the Circuit Court of the Twelfth Judicial Circuit Court In and For Sarasota, Florida, Case No. 2008 CA 18070	TiBar, LLC, Teresa Basnight, and Michael A. Basnight v. Williams, Parker, Harrison, Dietz & Getzen, P.A., John Moore and Terri Costa
Jaime Austrich Shumaker, Loop & Kendrick, LLP 101 East Kennedy Boulevard Suite 2800 Tampa, FL 33602	U.S. District Court, Southern District of Florida, Case No. 0:10-62130-CIV-Martinez- McAliley	Wacker Chemical Corporation v. Nebula Glass International, Inc., d/b/a Glasslam USA

**STEVEN S. OSCHER  
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LITIGATION BACKGROUND**

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
C. Philip Campbell, Jr. Michele L. Hintson Shumaker, Loop & Kendrick, LLP Bank of America Plaza 101 East Kennedy Boulevard, Suite 2800 Tampa, FL 33602	In the Circuit Court of the Twentieth Judicial Circuit, Charlotte County, Florida, Case No. 09-2707-CA	Hiren Patel, M.D., Individually and Dipal Patel, M.D., Individually v. Bala Nandingam, M.D., Usha K. Nandigam, M.D., Harbor Cardiology & Vascular Center, P.A., and City Center, LLC
Thomas Roebig Florin Roebig, P.A. 777 Alderman Road Palm Harbor, FL 34683	In the Circuit Court of the Sixth Judicial Circuit, Pinellas County, Florida, Case No. 09-5634-CI-15	PEO Depot, Inc. and Employers-Partners, Inc. v. FrankCrum Corporate, Inc., FrankCrum Staffing, Inc., FrankCrum 1, Inc., FrankCrum 2, Inc., FrankCrum 3, Inc., FrankCrum 4, Inc., FrankCrum 5, Inc., FrankCrum 6, Inc., FrankCrum 7, Inc., FrankCrum 8, Inc., Frank Crum 11, Inc., FrankCrum 12, Inc., all Florida corporations individually and collectively doing business as FrankCrum f/k/ Crum Services and John Doe individuals and entities 1 - XX
Daniel McBreen de la Parte & Gilbert, P.A. 101 E. Kennedy Blvd., Suite 2000 Tampa, FL 33602	In the Circuit Court of the Sixth Judicial Circuit, Pinellas County, Florida, Case No. 08-40-CI-13	Darryl Iwai, as Personal Representative of the Estate of Kenneth Iwai, Deceased v. Galen of Florida, Inc., d/b/ aSt. Petersburg Hospital, Melanie Dearman, R.N. and Cross Country Travcorps, Inc.

**STEVEN S. OSCHER  
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LITIGATION BACKGROUND**

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Michael Whitt, Esquire Becker & Poliakoff Six Mile Corporate Park 12140 Carissa Commerce Court Ste 200 Ft. Myers, FL 33966	In the Circuit Court of the Twentieth Judicial Circuit In and For Charlotte County, Florida Case No. 09-4561-CA	Charlotte County v. River Haven, Inc.
Darren R. Inverso Norton, Hammersley, Lopez & Skokos, P.A. 1819 Main Street, Suite 610 Sarasota, FL 34236	In the Circuit court of the Twelfth Judicial Circuit, In and For Sarasota County, Florida	Wayne S. Dictor v. Stephen J. Martin, Karin a. Grablin, Martin Wealth Management, LLC, a Florida limited liability company, and Dictor & Martin, Inc., a Florida corporation d/b/a Dictor/Martin
Lisha Bowen Swope & Rodante, P.A. 1234 5th Avenue, E. Tampa, FL 33605	In the Circuit Court of the Twelfth Judicial Circuit, In and For Manatee County, Florida, Case No. 2011-CA-00374	Timothy Young v. Roberg C. Nyberg, Ronald E. Baker, Roundtree Transport & Rigging, Inc., The L.E. Myers Company, Florida Power & Light Company; Charles A. Lefevre; Palm Beach Trucking LLC d/b/a Mercant Transport, Inc. and General Motors, LLC
Robin S. Trupp, Esquire Arnstein & Lehr, LLP 302 Knights Run Avenue, Suite 1100, Tampa, FL 33602	In the Circuit Court of the Thirteenth Judicial Circuit In and For Hillsborough County, Florida Case No. 09-10930 (G)	Big Pimpin', LLC v. Ring Power Corporation
Charles Wachter, Esquire Holland and Knight 100 North Tampa Street, Suite 4100 Tampa, FL 33602	American Arbitration Association Southeast Regional Center	Prolink Solutions, LLC v. David Chessler



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LITIGATION BACKGROUND**

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
V. Stephen Cohen, Esq. Pedro F. Bajo, Jr. Bajo Cuvo Cohen & Turkel, P.A. 100 North Tampa Street, Suite 1900 Tampa, FL 33602	In the Circuit Court of the Twentieth Judicial Circuit, In and For Lee County, Florida, Case No. 10-CA-004821 Class Representation	Lucarelli Pizza & Deli, et al, individually and on behalf of the class it represents vs. TECO Energy, Inc., Peoples Gas System (Florida), Inc. and Posen Construction, Inc.
Gregory Orcutt, Esq. Gregory J. Orcutt, P.A. P.O. Box 260275 Tampa, FL 33634	In the Circuit Court of the Twentieth Judicial Circuit, In and For Charlotte County, Florida, Civil Division, Case No. 09-6064-CA	JVRNK, LLC v. City Center, LLC
John Mullen, Esq. Jessica Kirkwood Alley, Esq. PHELPS DUNBAR, LLP 100 South Ashley Drive, Suite 1900 Tampa, FL 33602	United States District Court, Southern District of Florida, Case No.09:08-CV- HURLEY/HOPKINS (lead case) (Consolidated with Case no. 08- 61508)	AXA Equitable Life Insurance Company v. Infinity Financial Group, LLC, et al
Neal Sivyver, Esquire Sivyver Barlow & Watson, P.A. 401 E. Jackson Street, Suite 2225 Tampa, FL 33602	In the Circuit Court of the Twentieth Judicial Circuit, In and For Lee County, Florida Case No.: 11-CA-000207	Mask Partners, LLC, a Florida; and EarthMark Companies, LLC, v. Taylor Woodrow Communities at Heron's Glen, LLC; Taylor Morrison, Inc.; Windham/Magnolia Landing, LLC
Joseph H. Varner, Esquire Holland & Knight, LLP 100 N. Tampa Street, Suite 4100, Tampa, FL 33602	In the Circuit Court For the Thirteenth Judicial Circuit, In and For Hillsborough County, Florida Case No. 11-005595	SP Healthcare Holdings, LLC and ASC Holdings, Inc. v. Surgery Center Holdings, LLC, Armenia Ambulatory Surgery Center, LLC, Surgery Center Holdings, Inc. and H.I.G. Middle Markets, LLC

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Thomas Roebig, Jr. Esquire Florin Roebig, P.A. 777 Alderman Road, Palm Harbor, FL 34683	In the Circuit Court For the Sixth Judicial Circuit, In and For Pinellas County, Florida Case No. 12-2006-CI-15	Caroll Carpenter v. Katherine Downs
Harley Storrings, Esquire Arnstein & Lehr, LLP 200 South Biscayne Blvd., Suite 3600 Miami, FL 33131	American Arbitration Association Case No. 33 194 Y 00367 12	Environ International Corporation v. Lennar Corporation
Kenneth G. Turkel, Esquire Bajo Cuva Cohen & Turkel, P.A. 100 North Tampa Street, Suite 1900 Tampa, FL 33602	American Arbitration Association Case No. 33 460 0027312	James Pyne v. IMG College, LLC
Warren R. Trazenfeld, P.A. 2030 South Douglas Road Suite 210 Coral Gables, FL 33134-4620	09-14448 CI-20 Circuit Court, 6th Judicial Circuit, State of Florida, Pinellas County	James P. Gills, Trustee of the James P. Gills Rollover IRA, Jireh of Pinellas, Inc., as General Partnership of the Gills Family Limited Partnership, a Florida limited partnership, Trust For Rehabilitation And Nurturing Youth and Families, Inc., a Florida corporation, James P. Gills Foundation, Inc., a Florida corporation v. KPMG LLP, a Delaware limited liability company and Donald Packard
Robert L. Rocke, Esquire Rocke, McLean & Sbar, P.A. 2309 S. MacDill Avenue Tampa, FL 33629	8:11-CV-1925-T-26 FAJ United States District Court, Middle District of Florida, Tampa Division	SMA Portfolio Owner, LLC v. CPX Gateway OPAG, LLC, a Florida limited liability company, Corporex Business Park-Property Owners Association, Inc., a Florida nonprofit corporation v. Bank of America, N.A.

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<b><u>FIRM</u></b>	<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
J. Todd Timmerman, Esquire Shumaker, Loop & Kendrick, LLP 101 E Kennedy Boulevard, Suite 2800 Tampa, FL 33602	8:12-CV-755-RAL-TBM United States District Court, Middle District of Florida, Tampa Division	Yellow Pages Photos, Inc. v. Ziplocal, LP, and Yellow Pages Group, LLC
Beth A. Cronin, Esquire Trenam Kemker 200 Central Avenue, Suite 1600 St. Petersburg, FL 33701	8:12-cv-00557-JDW-EAJ United States District Court, Middle District of Florida, Tampa Division	Burton W. Wiand, Esq., as Court-Appointed Receiver for Scoop Real Estate, L.P., Valhalla Investment Partners, L.P., Victory IRA Fund Ltd., Victory Fund, Ltd., Viking IRA Fund, LLC, and Viking Fund, LLC v. Wells Fargo Bank, N.A., as successor-in-interest to Wachovia Bank, N.A. and Timothy Ryan Best
Shaina Thorpe Norton & Blue, P.A. Hyde Park Avenue Hyde Park Plaza, Suite 225 Tampa, Florida 33606	Allen, 324 South 8:13-cv-74-JSM-MAP United States District Court, Middle District of Florida, Tampa Division	Todd R. Brien v. David Romine, individually, as Police Chief of St. Pete Beach, and Mike Bonfield, individually, and as City manager of St. Pete Beach, and The City of Pete Beach, a Florida Municipality
Todd Timmerman Shumaker, Loop & Kendrick, LLP 101 East Kennedy Boulevard, Suite 2800 Tampa. Florida 33602	13-10546 (KG) United States Bankruptcy Court District of Delaware	SuperMedia LLC

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<b><u>FIRM</u></b>		<b><u>CASE NUMBER</u></b>	<b><u>CASE NAME</u></b>
Bill Larson & Larson, P.A. Street North Largo, FL 33773	Larson 11199 69th	8:13-cv-00639-JDW-MAP United States District Court, Middle District of Florida, Tampa Division	Micro Man Distributors, Inc., a Florida corporation, v. Louis Glunz Beer, Inc., an Illinois corporation
Robin Trupp Greenspoon Marder Financial Centre 401 E. Jackson Street Suite 2450 Tampa, FL 33602	SunTrust	06-2535-CI-13 In the Circuit County of the Sixth Judicial Circuit in and for Pinellas County, Florida	Reyes Roman, Marlene Roman, and Guerrero Corporation v. Lorenzo Castrejon and Leticia Castrejon
Frank Jakes Pope Madison Street Tampa, FL 33602	Johnson 403 East Suite 400	8:12CV691-T-24MAP United States District Court Middle District of Florida Tampa Division	Industrial Engineering & Development, Inc., Innovative Cartridge Technologies, Inc., Cartridge Corporation of America, Inc., American Imaging Cartridge, LLC; and Universal Imaging Holdings, LLC v. Static Control Components, Inc.

1998 THI Amendment to Certificate of Incorporation  
1998 THI Stock Certificate - GTCR Associates VI  
1998 THI Stock Certificate - GTCR Executive Fund VI  
1998 THI Stock Certificate - GTCR Fund VI  
1998-01-05 Kanavy Employment Agreement  
1998-01-30 GTCR Fund VI Certificate of limited partnership  
1998-04-23 GTCR Fund VI Certificate of limited partnership  
1998-04-24 GTCR Agreement of Limited Partnership  
1998-04-24 GTCR Fund VI Agreement of limited partnership  
1998-07-06 THI Written Consent of Directors - executed  
1998-07-06 THI Written Consent of Shareholders re Amend Certificate  
1998-07-14 GTCR Golder Rauner, LLC and THI Professional Services Agreement  
1998-07-14 Professional Services Agreement GTCR-THI  
1998-07-14 Purchase Agreement GTCR-THI  
1998-07-14 Registration Agreement GTCR THI  
1998-07-14 Stockholders agreement - unsigned  
1999-12-31 Trans Healthcare Inc. Audited Financials  
2000- THI Consolidated Financials  
2000-03-31 GTCR Amended & Restated Agreement of Limited Liability Co.  
2000-03-31 THI receivership (Nunziata) Docs picked at production 6-23-11 Aquis, '00-'01 Purch Docs -Facilities  
2000-08-01 Trans Healthcare Annual Retreat and Board Meeting Cover  
2000-08-01 Trans Healthcare Board Meeting Agenda with tabbed documents  
2000-11-08 Trans Healthcare Inc. Board Meeting Agenda  
2000-11-08 Trans Healthcare Inc. Board Meeting Agenda (5)  
2000-2002 THI receivership (IHS Long Term Care Division Binder)  
2001 Trans Healthcare Inc Presentation A New Dimension in the Delivery of Healthcare  
2001-02-21 Trans Healthcare Inc Board Meeting Agenda with tabbed documents  
2001-03-22 Fax Barnhill to Budin re Audit Committee presentation  
2001-03-22 Trans Healthcare Inc. Audit Committee Presentation from Financial Projections for IPOs & Audits  
2001-05-21 Trans Healthcare Inc Board Meeting Acquisition Deal Flow  
2001-05-21 Trans Healthcare Inc Board Meeting Agenda  
2001-05-21 Trans Healthcare Inc Board Meeting Finance Review  
2001-05-21 Trans Healthcare Inc Board Meeting Generations Management Summary & Term Sheet  
2001-08-21 Fax Barnhill to Jannotta Budin re Trans Healthcare Inc Board Meeting  
2001-08-21 Trans Healthcare Inc Board Meeting Agenda with tabbed documents  
2001-10-19 Investment Committee Memorandum  
2001-10-30 Trans Healthcare Inc. BOD consent re MJW lease  
2001-12-12 Management Presentation from Financial Projections for IPOs & Audits  
2001-12-12 Trans Healthcare Inc Management Presentation  
2002 Trans Healthcare Inc Presentation  
2002-03-08 KPMG Audit letter 2002  
2002-05 THI Audit Committee Presentation Pages from Financial Projections for IPOs & Audits  
2002-05 Trans Healthcare Inc. Audit Committee Presentation from Financial Projections for IPOs & Audits  
2002-06-25 THI receivership (Nunziata) Docs picked 6-23-11 Board Documents & GTCR Presentation (1)  
2002-09-09 Investment Committee Memorandum

2002-10-02 Ventas Commitment Letters and Term sheets  
2002-10-21 Investment Committee Memorandum  
2002-11-01 Guarantor Pledge and Security Agreement for Ventas Loans  
2002-11-01 Management Agreement Ventas GECC homes  
2002-11-01 Purchase and Sale Agreement THI Ventas (With Master Lease)  
2002-11-01 Ventas Loan Agreement  
2002-11-02 Ventas Loan Agreement with Schedules  
2002-11-02 Ventas Mezzanine Loan Agreement  
2002-11-11 Exploratory Genesis Health Ventures meeting  
2002-12-03 LLC Agreement of THI Holdings  
2002-12-23 Trans Healthcare Inc Board Meeting Package redacted  
2002-12-27 GE Ventas Intercreditor  
2002-12-27 GE Ventas Release  
2002-12-27 Purchase and Sale Agreement - Ventas and GE  
2002-12-27 Ventas THMI GECC Notice  
2002-12-31 \$8 million CapitalSource revolving Credit Agreement  
2002-12-31 \$12 million Revolving Loan Capital Source  
2002-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2002-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2002-7-23 2002-07-18 GECC Docs Produced by GECC 5-18-11 (Third Production) Processed Files Images Disk  
2003 Bank Statements  
2003- September Transaction Update and Integration Initiative Pages from THI Holdings - GTCR Corporate M  
2003 THIB property analysis Pages from Box 743  
2003-01-10 THI GTCR Organizational Meeting  
2003-01-10 THI GTCR Organizational Meeting (4)  
2003-01-16 Contribution Agreement between THI Holdings-GTCR  
2003-01-28 Stock Purchase Agreement IHS to Abe Briarwood IHS BK FILED COPY  
2003-02-21 Holdings letter to Briarwood re Settlement of IHS  
2003-04-11 Agreement to Lease Signed K&E copy  
2003-04-11 Agreement to Lease THIB ABE Briarwood  
2003-04-18 LTY letter to KPMG RE Equity Structure for THI  
2003-05-09 THI KPMG 2002 audit  
2003-08 THI receivership (Nunziata) Docs produced on 7-22-11 Box 479 (22)  
2003-08-27 Members Agreement  
2003-08-27 THI Holdings Contribution Agreement  
2003-08-28 Omnibus Agreement  
2003-08-29 Management Contract THIBM and IHS Acq 151  
2003-08-29 Management Contract THIBM and THI of New Mexico at Casa Arena  
2003-08-29 Memorandum of Sublease IHS Acq 151 and THI of New Mexico at Casa Arena  
2003-08-29 Omnibus Agreement THIB and ABE Briarwood  
2003-09-03 Email RE Call RE FTI  
2003-12-16 THI Holdings Board Meeting Finance Presentation  
2003-12-16 THI Holdings Board meeting from Board Documents & GTCR Presentation  
2003-12-16 Trans Health Board Directors Meeting Agenda with documents  
2003-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2003-12-31 GTCR Fund VI LP Valuation Summary (redacted)

2004 Ethan Budin - GTCR memo to Mark re situation at THI  
2004-01-05 THI weekly Senior Management Meeting  
2004-02-05 Wachovia Meeting from Board Documents & GTCR Presentation  
2004-02-17 GTCR Meeting Index - Tab 6 - THI Holdings 2004 Business Plan  
2004-03 THI Ernst & Young 2004 Special Report  
2004-04-01 5th Amendment to Forbearance Agmt (CapSource)  
2004-04-13 Ventas THI meeting from Board Documents & GTCR Presentation  
2004-05-26 Memo Bennett to Erickson RE Requested Materials  
2004-05-26 THIB - THINV Combined Financials -unaudited  
2004-05-27 THI Holdings Update  
2004-05-27 THI Holdings Update (Excerpt)  
2004-06-01 THMI Consent in Lieu of Sp Mtg of BOD - appoint Bennett  
2004-06-08 Update Meeting - major Immediate issues  
2004-06-08 Update Meeting - major Immediate issues - Goldberg handwritten notes  
2004-06-17 THI Inc. Acquisition History 1999-2002  
2004-06-25 Trans Health Portfolio review meeting Index Tab 1 Summary Restructuring Plan  
2004-06-25 Trans Health Portfolio review meeting Index Tab 2 Multicare Cleveland  
2004-07-01 Nord Letter RE Default  
2004-07-01 Nord Letter to Bank of NY  
2004-07-02 Forti Letter to Bank of NY  
2004-07-02 Nord Letter RE Default  
2004-07-04 THI Liquidity Update  
2004-07-06 Cap Source to Ventas RE Notice  
2004-07-09 Nord to Forti Letter  
2004-07-14 Bennett Letter to GE Ventas  
2004-07-15 Ventas Letter to THI GTCR  
2004-07-16 Erhardt Letter to THI  
2004-07-30 Executed Forbearance Agreement (THI & CapSource)  
2004-07-30 Fax RE GECC Modification and Forbearance  
2004-08 Cash Plan Aug-Dec 2004 from Board Documents & GTCR Presentation  
2004-08 Cash Plan from Board Documents & GTCR Presentation Nunziata 6-23-2011\_Production  
2004-08-02 Executed Forbearance Agreement (THI & Ventas)  
2004-08-02 Modification & Forbearance Agreement  
2004-08-02 THI Consent Bd of Directors re BOM loan  
2004-08-13 Email Bennett, Jannotta, Box et al RE Update  
2004-08-16 FTI Engagement (unsigned)  
2004-08-27 CapitalSource Letter RE Default  
2004-08-27 GE Email attach THI draft 2003 Audit  
2004-08-31 1st Amendment to Forbearance Agmt (Ventas)  
2004-08-31 1st Amendment to Forbearance Agmt (CapSource)  
2004-08-31 1st Amendment to Forbearance Agmt (GECC)  
2004-08-31 Ventas email RE restructuring  
2004-09-01 FTI - THI Meeting and Agenda  
2004-09-01 FTI letter RE 50K Retainer  
2004-09-02 EFT FTI Consulting 50K  
2004-09-03 Proposed Agenda and Status Update

2004-09-03 THI status meeting agenda  
2004-09-08 from Matt Box to Jeff Erhardt re Discuss with Jannotta and Goldberg RE DIP, FTI  
2004-09-09 Email Box to Jeff Erhardt, Bennett re TC w Jannotta, Goldberg RE DIP FTI  
2004-09-09 Restructuring Information  
2004-09-24 EFT FTI Consulting 94K  
2004-09-30 2nd Amendment to Forbearance Agmt (Ventas)  
2004-09-30 2nd Amendment to Forbearance Agreement (CapSource)  
2004-09-30 2nd Amendment to Forbearance Agreement (GECC)  
2004-10-05 Audit Committee Presentation  
2004-10-05 THI Audit Committee Meeting package  
2004-10-05 THI Audit Committee Presentation  
2004-10-05 THI Holdings Board Meeting  
2004-10-06 2nd Amendment to Forbearance Agreement (THI & GECC)  
2004-10-07 Goals and Objectives  
2004-10-07 Memo Bennett to Board & VPs re Goals and Objectives from Board Meeting  
2004-10-21 THI Restructuring Package for Capital Source  
2004-10-26 EFT FTI Consulting 123K  
2004-11-05 Investment Committee Memorandum  
2004-11-10 Letter from MJW to FTI (re FTI's client)  
2004-11-17 3rd Amendment to Forbearance Agmt (CapSource)  
2004-11-17 3rd Amendment to Forbearance Agmt (GECC)  
2004-11-17 3rd Amendment to Forbearance Agmt (Ventas)  
2004-11-29 Business Plan Meeting  
2004-12-02 EFT FTI Consulting 127K  
2004-12-08 Management Services Agreement between THMI ECG Ventures and Thomas Erickson  
2004-12-08 THI Holdings LLC BOD Meeting package  
2004-12-20 Aegis Counterclaim and Third Party Complaint  
2004-12-23 Trans Healthcare Inc. Restructuring  
2004-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2004-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2004-12-31 PT Group revenue & expense detail - 2004-05-31  
2005 -01-07 Restructuring Proposal  
2005 -03-04 Letter RE Restructuring Proposal  
2005 THI Holdings LLC Board of Directors Meeting 2005 Business Plan - Hospice  
2005 Trans Healthcare Inc. Business Plan Pages from Box 743  
2005-01-07 Consent THMI Board re Appointment of Officers  
2005-01-07 Email RE Restructuring Proposal  
2005-01-07 THI Holdings Consent of the Board of Directors  
2005-02-01 4th Amendment to Forbearance Agmt (Amended & Restated)(CapSource)  
2005-02-01 4th Amendment to Forbearance Agmt (GECC)  
2005-02-01 4th Amendment to Forbearance Agmt (Ventas)  
2005-02-23 THI Holdings Board meeting with handwritten notes  
2005-02-23 THIB and THI Board consents re Bonuses  
2005-02-24 EFT FTI Consulting 133K  
2005-02-25 PT Group Sale - Project Pisces Price Waterhouse Report  
2005-02-28 GTCR Investment Committee Presentation



2005-02-28 GTCR Investment Committee Presentation 4  
2005-03-28 THMI Board Meeting Minutes  
2005-04-01 5th Amendment to Forbearance Agmt (GECC)  
2005-04-01 5th Amendment to Forbearance Agmt (Ventas)  
2005-04-01 Forti letter RE Master Lease default  
2005-04-03 Email RE 2004 Financials  
2005-04-20 Fax Bennett to Jannotta et al re Reporting Package  
2005-04-22 GTCR Investment Committee Memorandum  
2005-04-22 Investment Committee Memorandum  
2005-05-18 Fax re THI of Baltimore Board Consent  
2005-05-25 6th Amendment to Forbearance Agmt (CapSource)  
2005-05-25 6th Amendment to Forbearance Agmt (GECC)  
2005-05-25 6th Amendment to Forbearance Agmt (Ventas)  
2005-06-08 Trilogy Asset Sale (produced by Receiver)  
2005-06-15 Email re Board Consents - management  
2005-06-28 THI Holdings Board Consent re Employment Agreements  
2005-06-28 THMI Board Consent re Employment Agreements  
2005-06-28 THMI Board Consent re Employment Agreements - undated  
2005-06-30 through 2006-02-28 THI I Cap Source Revolver Pages from Box 719  
2005-07-01 THI Holdings Board meeting re Briarwood  
2005-07-25 THMI BOD Meeting minutes re forbearance filing  
2005-07-26 7th Amendment to Forbearance Agmt (CapSource)  
2005-07-26 7th Amendment to Forbearance Agmt (GECC)  
2005-07-26 7th Amendment to Forbearance Agmt (Ventas)  
2005-07-26 THI Holdings & THI Board meetings re Abe Briarwood and GECC  
2005-09-23 8th Amendment to Forbearance Agmt (Ventas)  
2005-09-23 8th Amendment to Forbearance Agreement (CapSource)  
2005-09-23 8th Amendment to Forbearance Agreement (GECC)  
2005-09-27 THMI BOD Meeting minutes re forbearance filing  
2005-10-25 9th Amendment to Forbearance Agmt (CapSource)  
2005-10-25 9th Amendment to Forbearance Agmt (GECC)  
2005-10-25 9th Amendment to Forbearance Agmt (Ventas)  
2005-10-26 Equity Purchase Agreement - THI & PT Group  
2005-10-27 THMI BOD Meeting minutes re Forbearance Filing  
2005-10-31 Lowenkamp to Brad Bennett RE duties  
2005-11-03 Memo RE PT Group Equity Purchase Agreement  
2005-11-03 Release GE & PT Group entities  
2005-11-03 Release Ventas & PT Group entities  
2005-11-05 Email Brad Bennett to Daniel Yih re Management of THI  
2005-11-30 10th Amendment to Forbearance Agmt (CapSource)  
2005-11-30 10th Amendment to Forbearance Agmt (GECC)  
2005-11-30 10th Amendment to Forbearance Agmt (Ventas)  
2005-12 THMI BOD Consent in lieu of a special meeting  
2005-12-15 Aegis Settlement Agreement  
2005-12-15 Lyric Complaint  
2005-12-15 Lyric v. Trans Health Complaint

2005-12-16 THMI BOD Meeting Minutes re Forbearance Filing  
2005-12-30 11th Amendment to Forbearance Agmt (CapSource)  
2005-12-30 11th Amendment to Forbearance Agmt (GECC)  
2005-12-30 11th Amendment to Forbearance Agmt (Ventas)  
2005-12-31 GTCR Corporate Mtg Excerpt  
2005-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2005-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2006 Consent of THI Holdings BOM appointing Erickson chairman  
2006 Consent of THI Holdings BOM increase in board size  
2006 Consent of THI Holdings RE managers  
2006 GEHCFS Management Services Agreements - THI-Pathway  
2006 Lyric PLGL Settlements for 2006  
2006 Settled Lyric Claims litigation for 2006  
2006 THI-Pathway Management Services Agreements  
2006-01-10 Box to Erhardt email RE Services after Sale  
2006-01-10 THMI Meeting minutes re forbearance-filing  
2006-01-16 Email RE THI of Baltimore Preliminary Income Statement  
2006-01-16 THI of Baltimore Preliminary Income Statement  
2006-01-17 Investment Committee Memorandum  
2006-01-23 Lancaster Valuation Report  
2006-01-23 Lancaster Valuation Report  
2006-01-24 GECC Docs Produced via 03-17-11 GECC Disc Various Disc Box 1 Brown Envelope (1)  
2006-01-24 THI & THMI Board Consent from 2006-01-24 Board Minutes  
2006-01-25 THI THMI Consent and Minutes re forbearance-filing  
2006-01-30 Fax re Signed THI Board Consents  
2006-01-31 12th Amendment to Forbearance Agmt (CapSource)  
2006-01-31 12th Amendment to Forbearance Agmt (GECC)  
2006-01-31 12th Amendment to Forbearance Agmt (Ventas)  
2006-02 THI Future Bank Structure (as of Feb 06)  
2006-02 THMI Consent in Lieu of a special Meeting of the Board of Directors  
2006-02 Trans Healthcare Future Bank Structure  
2006-02-08 Email Adam Levine to Matt Box Bill Goldberg re indemnification issues and contracts  
2006-02-09 THI Holdings Board meeting re THIB Fairness opinion  
2006-02-16 Meeting at Ventas  
2006-02-23 THI Holdings Board Consent re Duff & Phelps Fairness Opinion THIB  
2006-02-24 Lyric Settlement Agreement  
2006-02-26 Litigation Update - due diligence  
2006-02-26 Litigation Update - due diligence  
2006-02-27 Investment Committee Memorandum  
2006-02-28 13th Amendment to Forbearance Agmt (CapSource)  
2006-02-28 13th Amendment to Forbearance Agmt (GECC)  
2006-02-28 13th Amendment to Forbearance Agmt (Ventas)  
2006-02-28 Excerpt from THMI Stock Purchase Agreement  
2006-02-28 THI Holdings consent to Sale of THIB, Simultaneous closing  
2006-02-28 THIB Stock Purchase Agreement  
2006-03 Box, Matt - Officer' s Resignation Pages

2006-03 Bradley Bennett resignation pages (44 Companies)  
2006-03 THI Consent in lieu of a Special Meeting of Board of Directors  
2006-03 THI Consent re March 2006 actions  
2006-03 THMI Consent in Lieu of a special Meeting of the Board of Directors  
2006-03 through 2006-12 GE Borrowing Base, Certs and Docs Pages from Box 719  
2006-03-10 14th Amendment to Forbearance Agmt (CapSource)  
2006-03-10 14th Amendment to Forbearance Agmt (GECC)  
2006-03-10 14th Amendment to Forbearance Agmt (Ventas)  
2006-03-13 Atlantic Health Holdings LLC - Delaware Good Standing  
2006-03-20 15th Amendment to Forbearance Agmt & 5th Amend to Loan Agmt (CapSource)  
2006-03-20 15th Amendment to Forbearance Agmt (GECC)  
2006-03-20 15th Amendment to Forbearance Agmt (Ventas)  
2006-03-21 Bilodeau to Ross re THI Senior Management Agreements (attached)  
2006-03-23 Email Smith to Muss Hegerle, Erhardt, Thomas & Towers re Master Lease & Guaranty  
2006-03-24 Wire Instruction Detail  
2006-03-26 Agmt Amdmt to Guarantor and Security (GTCR0024866 - GTCR024884)  
2006-03-26 Levine Bilodeau re assignment of Lowenkamp contract  
2006-03-27 Funds Flow Memorandum (K&E draft)  
2006-03-27 thi receivership version of funds flow memo  
2006-03-28 13MM Revolving Loan Agreement GE & THI  
2006-03-28 42MM Amended & Restated Loan Agreement (GECC)  
2006-03-28 Administrative Services Agreement  
2006-03-28 Amended & Restated Collection Account Agreement (GECC, Bank of NY & THI entities)  
2006-03-28 Amended & Restated Promissory Note Term Loan (GECC)  
2006-03-28 Amended and Restated Deed of Trust  
2006-03-28 Amended and Restated Guaranty (GTCR0013724 - GTCR0013797)  
2006-03-28 Amended and Restated Master Lease Agreement (GTCR0013567 - GTCR0013723)  
2006-03-28 Amendment to Stock Purchase Agreement  
2006-03-28 Atlantic Health Holdings LLC Agreement  
2006-03-28 Business Associate Agreement  
2006-03-28 Collateral Assignment of Administrative Services Agreement  
2006-03-28 Deposit Account Control Agreement (DACA) - No notice  
2006-03-28 Deposit Account Control Agreement (DACA) - with future notification  
2006-03-28 Duff & Phelps Fairness Opinion re THIB Sale  
2006-03-28 Duff & Phelps Fairness Opinion re THIB Sale  
2006-03-28 Duff and Phelps Solvency Opinion FLTCH KE\_0001211-KE\_0001223  
2006-03-28 First American - Wire Transfer Closing Statement  
2006-03-28 GE Loan Litigation Schedule  
2006-03-28 GE THI Closing Memo  
2006-03-28 GE Thomas consent letter to sell THMI  
2006-03-28 GECC-Pathway Collateral Assignment of Management Contracts  
2006-03-28 Guaranty of Payment & Performance - Revolving Loan (GECC)  
2006-03-28 Guaranty of Payment and Performance - Term Loan  
2006-03-28 Intercreditor Agreement  
2006-03-28 Landlords Waiver and Consent  
2006-03-28 Letter Agreement RE Indemnification

2006-03-28 Limited Recourse Guaranty of Pay and Performance - Term Loan  
2006-03-28 Limited Recourse Guaranty of Payment & Performance - Revolving Loan  
2006-03-28 Limited Recourse Guaranty of Payment & Performance - Revolving Loan (GECC)  
2006-03-28 March 2006 Closing Docs (4 out of 6 binders)  
2006-03-28 Pledge Agreement(s) (GECC)  
2006-03-28 Release Agreement  
2006-03-28 Release and Covenant Not to Sue ABE, IHSLTC to THI Holdings, GTCR Fund VI  
2006-03-28 Revolving Loan Promissory Note  
2006-03-28 Revolving Loan Promissory Note \_ produced by GECC  
2006-03-28 Security Agreement (Revolving Loan Borrowers)  
2006-03-28 Security Agreement (Revolving Loan Guarantors)(GECC)  
2006-03-28 Stock Certificates from GECC Term Loan Binder - Tab 35  
2006-03-28 Stock Subscription Agreement Atlantic Health-THI  
2006-03-28 Stock Subscription Agreement THI Holdings - THI  
2006-03-28 Termination and Assumption Valle Norte - Unexecuted  
2006-03-28 Termination and Assumption Vida Encantada - Unexecuted  
2006-03-28 TH and Subsidiary BOD consents  
2006-03-28 THM & THI of NM @ VE Termination and Assumption Agreement - Executed  
2006-03-28 THMI and THI Baltimore Stock Purchase Agreements  
2006-03-28 Ventas- THI Holdings Release and Covenant not to Sue(GTCR0024837 - GTCR0024853)  
2006-05-04 (Toni-Jean Lisa) Fundamental to THI Indemnify (Jones)  
2006-05-31 Trans Health Litigation memo  
2006-07-07 (Toni-Jean Lisa) THI of Baltimore Management LLC to THI Indemnify (Webb)  
2006-07-10 Trans Health Litigation memo  
2006-07-21 Barnhill v Trans HealthcareInc. Westlaw citation  
2006-08 to 2006-10 THMI Payroll Wachovia Statements  
2006-08-31 Trans Health Litigation memo  
2006-09-12 Meeting Agenda for THI and GE Mtg on Sept 12, 06  
2006-09-12 Meeting Package for THI and GE Mtg on Sept 12, 06  
2006-09-25 (Zack) THI of Baltimore Management LLC to THI Holdings Indemnify (Sasser)  
2006-10-06 THI Board Meeting Action Items List  
2006-10-06 THI Board Meeting Minutes  
2006-10-06 THI Board Meeting Minutes - unsigned  
2006-10-06 THI BOD meeting action items list  
2006-10-10 from Battler to Box re Pathway Health Management, Inc  
2006-10-11 from Thomas to Battler re Pathway Name Change  
2006-10-13 Trans Health Litigation memo  
2006-10-24 Audit Committee Presentation  
2006-10-24 THI Audit Committee Presentation  
2006-11-02 Barnhill Settlement  
2006-11-08 THI BOD meeting minutes  
2006-12-04 Trans Health Litigation memo  
2006-12-12 THI BOD meeting minutes  
2006-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2006-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2006-12-31 THI Unaudited Financial Statement

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2006-3-28 Schedule 2.9 - Sources & Uses - THI Holdings LLC  
2007 GE Borrowing Base, Certs and Docs Pages  
2007-01 THI Holdings Unanimous written consent of the BOM  
2007-01-10 Trans Health Litigation memo  
2007-01-21 THI Holdings LLC Atlantic Health minutes of the meeting  
2007-01-31 1st Amendment to Loan Agreement  
2007-01-31 Trans Health Litigation memo  
2007-02-02 THI Action Item List  
2007-02-02 THI Agenda with notes  
2007-02-05 THI Agenda  
2007-03-01 Lyric Claims and Litigation  
2007-03-01 Trans Health Litigation memo  
2007-03-09 THI Holdings LLC minutes of the meeting of the BOD  
2007-03-12 Email Love to Box et al re KPMG  
2007-03-12 THI Audit Committee presentation  
2007-03-22 THI receivership (Nunziata) Docs Picked 5-25-11 Smaller PDFs MB14 (sale assessment & prelimina  
2007-04-30 Lyric Claims and Litigation  
2007-04-30 Trans Health Litigation memo  
2007-05 Unsigned BOD consent re OIG settlement  
2007-05-07 Master Lease Letter RE Default  
2007-05-12 Erhardt to Box Letter RE Loan  
2007-06-01 Forbearance Agreement (THI & GECC)  
2007-06-04 Trans Health Litigation memo  
2007-09-12 Email THI Bid Presentation Attachment Project Titan Initial Interest  
2007-09-26 Email Revised Mgmt Presentation  
2007-10-04 Box to Jannotta Communicare Presentation  
2007-12-01 Forbearance Agreement  
2007-12-05 Erhardt to THI Letter  
2008 GE Borrowing Base, Certs and Docs Pages from Box 719  
2008-02-06 Disclosure Schedules - includes Lyric litigation  
2008-02-28 THM Stock Purchase Agreement with Litigation Chart  
2008-04-02 Pascoe Email RE Escrows  
2008-04-18 Modification & Forbearance agreement  
2008-04-18 Modification & Forbearance agreement (GECC)  
2008-04-25 Trans Healthcare Inc. Pathcare Board Consent  
2008-07-02 Trans Health Litigation memo  
2008-08-05 Trans Health Litigation memo  
2008-11-26 Northwest Letter  
2009-01-08 Email to Investment Committee  
2009-01-13 Zack to Counsel cease work - THI receivership  
2009-03-06 ltr Swanson to Waener - Fundamental and THIBM officers  
2009-10-05 FAS Board Consent Resignation of Brad Bennett  
2009-11-02 FAS Board Consent Toni Jean Lisa Resignation  
2009-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
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2010-03-22 Order on Motion for Entry of Order Authorizing Receiver to Limit Further Notice  
2010-04-23 Letter to Judge; Please Rule on Motion to Limit Further Notice  
2010-04-28 Anderson Email withdraw from cases  
2010-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2010-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2011-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2011-12-31 GTCR Fund VI LP Valuation Summary (redacted)  
2012-01-05 January 2012 Agreement  
Alias Summons as to FLTI  
All THM Minutes, Consents and Undertakings  
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Baker E-mailed as Redacted by Court  
Bank Reporting  
Bank Reporting & Statements 03-04, Audited 1999 - 2002 Audited Financials  
Barnhill v. THI Verified Complaint  
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D- GECC's MTD Amnd Comp 1-10-14  
D- Rubin Schron's MTD 2nd Amnd Comp 04-25-14 Portfolio2  
D- Schron's MTD Amnd Comp 1-10-13  
D- Ventas' MTD Amnd Comp 1-10-14  
Deposition of Abraham Backenroth (04-29-14)

Deposition of Alan Grochal (01-13-14 and 01-14-14)  
Deposition of Barry Saacks (02-24-14)  
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Deposition of Murray Forman (03-13-14 and 03-14-14)  
Deposition of Sean Nolan (02-03-14 and 02-05-14)  
Deposition of W. Bradley Bennett (02-12-14 and 04-01-14)  
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Doman, Timothy - Depo (03-27-14) and Exhibits  
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Ds- GTCR Entities' Ans to Counts II III IV & V of 2nd Amnd Comp 04-25-14  
Ds- GTCR Entities' MTD 2nd Amnd Comp & Memo in Support 04-25-14 Portfolio2  
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Estate Response to FAS-FLTCH-Forman-Grunstein Motion to Dismiss  
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Example of FTI Restructuring Costs  
Excerpt - 2004-05-27 THI Holdings Update - GTCR-0020091  
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GTCR Jannotta & THIH's Reply Brief in Support of MTD Amnd Comp 1-31-14  
GTCR Presentation from Board Documents & GTCR Presentations  
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Involuntary Summons - FLTCI  
J Williamson's Memo Opinion on MTDs 03-14-14  
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Jackson - AMENDED FINAL JUDGMENT  
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Jannotta, Edgar - Depo (02-27-14) VOL I and Exhibits  
Jannotta, Edgar - Depo (02-28-14) VOL II and Exhibits  
Jones - Complaint  
Kimberly McCarty resignation from THMI  
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Lyric Claims and Litigation  
Mark Fulchino resignation from THMI  
Meier, Dwight - Depo VOL I (01-20-14) and Exhibits  
Meier, Dwight - Depo VOL II (01-21-14) and Exhibits  
Melissa Warlow resignation from THMI  
Memorandum Opinion on in Camera Examination  
Multiple THI Board Meeting Minutes and Consents  
NOA of W&M on behalf of Nunziata as Creditor (FLTCI #8)  
NOF Demonstrative RE FAS Production  
Nunziata - AMENDED FINAL JUDGMENT  
Nunziata - Complaint  
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Pennington, Diana - Depo (01-24-14) and Exhibits  
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Saacks, Barry 341 Meeting  
Sasser - Complaint  
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Schron, Rubin - Depo (03-04-14) and Exhibits  
Schron's Reply Brief in Further Support of MTD Amnd Comp 1-31-14  
Sean Nolan resignation from THMI  
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Summary of Schedules (FLTCI #134)  
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THI - IHS Stock Purchase Agreement - Part 2  
THI and THI Holdings facility-level consents - NORD 00008875 - NORD 00009220  
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THMI formation docs - FAS002360 - FAS002398  
THMI Index of Board Minutes & Written action - receivership documents  
Thomas, Jeffrey M - Depo (01-31-14) and Exhibits  
Toni Jean Lisa resignation from THMI  
Townsend - AMENDED FINAL JUDGMENT - CERTIFIED COPY  
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W. Bradley Bennett resignation as director and officer from THMI  
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